

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA

DOCKET NO. 90-342-T - ORDER NO. 90-623 ✓

July 10, 1990

IN RE: The matter of the failure of certain)
holders of Certificates of Public)
Convenience and Necessity listed on) ORDER
the attached Appendix to file with the)
Commission evidence of liability and/or)
Cargo Insurance.)

This matter comes before the Public Service Commission of South Carolina (the Commission) by way of Commission Order No. 90-481 in the instant Docket, which required all motor vehicle carriers listed in the Appendix thereof to appear before the Commission on Wednesday, June 6, 1990, at 10:45 A.M., to show cause why the Commission should not revoke and cancel their Certificates for violation of the Commission's Rules and Regulations and/or the Motor Vehicle Carrier Law of South Carolina in respect of failure to file evidence of liability and/or cargo insurance.

The information upon which the Commission based Order No. 90-481 was developed by the Licensing Department of the Transportation Division through a procedure involving periodic inspections of the Commission's files and records. From this data, the Commission Staff developed a list of motor carriers operating in violation of the Commission's Rules and Regulations and/or the Motor Vehicle Carrier Law (Appendix of Order No. 90-481).

The Transportation Division staff notified all of the carriers listed in the Appendix of Order No. 90-481 that because of their failure to file evidence of liability and/or cargo insurance, they were not in compliance "with the terms of the Motor Vehicle Carrier Law of South Carolina, and the Rules and Regulations issued thereunder." Subsequently, on May 3, 1990, the Commission issued Order No. 90-481 setting a Rule to Show Cause hearing for those motor carriers who had not responded to the prior notifications of noncompliance.

A public hearing regarding this matter was held on Wednesday, June 6, 1990, at 10:45 A.M. H. Clay Carruth, Staff Counsel, represented the Commission Staff. None of the Respondents named in the Appendix of Order No. 90-481 appeared at the hearing. A. R. Griffin, Director of the Transportation Division of the Commission, testified for the Commission Staff.

With respect to all the Respondents listed in the Appendix attached hereto, the Commission is of the opinion, and so finds, that the Certificates of Public Convenience and Necessity held by all listed carriers should be revoked and cancelled for their continued willful violation of the Commission's Rules and Regulations and/or the South Carolina Motor Vehicle Carrier Law [S.C. Code Ann., §58-23-10 et seq. (1976)].

The Commission also finds that the Rule to Show Cause should be dismissed as to the carriers who have complied with the Commission's Rules and Regulations and/or the Motor Vehicle Carrier Law.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED:

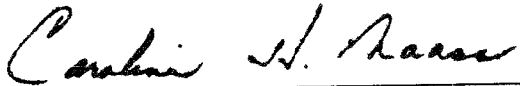
1. That the Certificates of Public Convenience and Necessity held by those motor vehicle carriers listed in the Appendix attached hereto be, and hereby are, revoked and cancelled.

2. That all operating rights authorized under the Certificates held by the carriers listed in the attached Appendix and cancelled by this Order are null and void.

3. That this Rule be, and hereby is, dismissed with respect to all carriers who have complied with the Commission's Rules and Regulations and/or the Motor Vehicle Carrier Law.

4. That this Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:


Chairman

ATTEST:


Executive Director

(SEAL)

A P P E N D I X

<u>CARRIER</u>	<u>CLASS</u>	<u>CERTIFICATE NO.</u>
Absher Trucking Company, Inc. 112 Jolly Lane Moncks Corner, S. C. 29461 (Public Liability and Property Damage Insurance)	E	3015
Allen's Chartered Buses, Inc. 3800 Ashley Phosphate Road North Charleston, S C 29418 (Public Liability and Property Damage Insurance)	C-ICC C-Charter	4046-A 4112-A
Bolt Service Station Inc 2411 River Street Anderson S C 29621 (Cargo Insurance)	E	5064 6022
Bostick Trucking Services, Inc. Po Box 6057 Myers Branch Charleston S C 29405 (Public Liability and Property Damage Insurance)	F	2144
Carolina Sand Co., Inc. Po Box 86 Turbeville S C 29162 (Public Liability and Property Damage Insurance)	E	8044
Richard N. Dennis Po Box 1101 St. Stephens S C 29479 (Cargo Insurance)	E	1547
Rolland Franklin Hinson dba Hinson's Transport Service 8-33 Crystall Lake M.H. Village Myrtle Beach S C 29575 (Cargo Insurance)	E	8310
Jim Hicks dba Hicks Enterprises PO Box 4235 Greenville S C 29609 (Public Liability and Property Damage Insurance)	E-ICC	8083

<u>CARRIER</u>	<u>CLASS</u>	<u>CERTIFICATE NO.</u>
J & R Trucking, Inc. P.O. Box 3031 Summerville, SC 29483 (Public Liability and Property Damage Insurance)	E	6072-A 2577-A 5033-A
The Kendall Company One Federal Street Boston, MA 02120 (Public Liability and Property Damage Insurance)	F-ICC	2330
Charles P. Warren, Jr. dba Mac's Pickup and Delivery Service Columbia, SC 29204 (Public Liability and Property Damage Insurance)	E F	128-C 1717-L
Marchants Trucking Co., Inc. 3309 Leaphart Rd. West Columbia, SC 29169 (Cargo Insurance)	E	8191 8192
Willis Matthews dba Willis Matthews Mobile Home Mover 1925 Beacon's Bridge Rd. #4 Summerville, SC 29485 (Public Liability and Property Damage and Cargo Insurance)	E	8094
Myrtle Beach Cartage, Inc. 2504 Lakeview Drive Florence, SC 29501 (Cargo Insurance)	E	5060
Pressley Trucking Co., Inc. 1304 Hwy. 521 Fort Mill, SC 29715 (Public Liability and Property Damage and Cargo Insurance)	E E-ICC	8007 2650
Robert B. Newhouse dba R. B. Nterprises P. O. Box 8632 Myrtle Beach, SC 29578-8632 (Public Liability and Property Damage Insurance)	E-ICC	8305

<u>CARRIER</u>	<u>CLASS</u>	<u>CERTIFICATE NO.</u>
Cindra L. Bell dba Resort Convention and Transportation Services Po Box 5241 Hilton Head S C 29938 (Public Liability and Property Damage Insurance)	C	5033
Joe L. Robinson, Sr. Po Box 184 Yemassee S C 29945 (Public Liability and Property Damage Insurance)	E-ICC	8217
S & S Construction, Inc. of Anderson Po Box 1865 Anderson S C 29622 (Public Liability and Property Damage Insurance)	E	6088
L. E. Sheppard, Inc. 2189 Discher Street Charleston S C 29405 (Public Liability and Property Damage Insurance)	E	1385-E 3045-A
Foy Smith Piggyback Service, Inc. Po Box 716 Swansea S C 29160 (Public Liability and Property Damage Insurance)	E-ICC	1933
Margaret T. Smith dba Smith's Ready Mix Concrete Company PO Box 21 Hartsville S C 29550 (Public Liability and Property Damage Insurance)	E	6049 6060
James H. Long, Jr. dba Spartan Mobile Home Transporters 232 Woodley Road Spartanburg, S. C. 29301 (Public Liability and Property Damage & Caro Insurance)	E	893-C
Triple R Transport, Inc. R-3, Box 181 Ridgeway S C 29130 (Cargo Insurance)	E	3049

<u>CARRIER</u>	<u>CLASS</u>	<u>CERTIFICATE NO.</u>
U.S. Express, Inc. Po Box 1114 Easley S C 29461 (Public Liability and Property Damage Insurance)	E	2519-A